

**ENFIELD TOWN COUNCIL
MINUTES OF A PUBLIC HEARING
MONDAY, DECEMBER 15, 2014**

A Public Hearing was called to order by Chairman Kaupin in the Council Chambers of the Enfield Town Hall, 820 Enfield Street, Enfield, Connecticut on Monday, December 15, 2014, at 6:50 p.m.

ROLL-CALL – Present were Councilors Arnone, Cekala, Deni, Edgar, Hall, Kaupin, Lee, Mangini, Stokes and Szewczak. Councilor Bosco entered at 6:55 p.m. Also present were Town Manager, Matthew Coppler; Assistant Town Manager, Derrik Kennedy; Town Clerk, Suzanne Olechnicki; Town Attorney, Kevin Deneen

Chairman Kaupin read the notice of Public Hearing, which was published in the Hartford Courant on Friday, December 5, 2014 as follows:

**TOWN OF ENFIELD
LEGAL NOTICE - PUBLIC HEARING
MONDAY, DECEMBER 15, 2014**

“The Enfield Town Council will hold a Public Hearing in the Enfield Town Hall Council Chambers, 820 Enfield Street, Enfield, Connecticut on Monday, December 15, 2014 at 6:50 p.m. to allow interested citizens an opportunity to express their opinions regarding the proposed amendments to Chapter 2 of the Enfield Town Code, Article 3, Boards and Commissions, Division 4, Ethics Commission, Code of Ethics Ordinance.

Chairman Kaupin announced the ground rules for the Public Hearing.

Mr. Coppler stated the Ethics Commission recently went through the existing code and put together some recommendations as to amendments they felt would help create clarity within the code and provide needed updates. He noted this Public Hearing is for the purpose of allowing the public any input on this. He explained the three major changes as follows:

- The Commission better defined the personal interest section.
- They removed the timeframe from the code for scheduling a hearing after a complaint so as to be more structured and consistent throughout the process.
- They reduced the timeframe applied to later case interest from two years to one year.

James Brislin, 43 Oakwood Street

He feels the amendments are good on the whole, but he believes there's the need for additional amendment and clarification. He agrees it's good to include domiciled in

someone's household who isn't necessarily a relation. He feels "close relative" should also include "significant other". He referred to the section of the code dealing with "appearances". He feels "public official" is defined in a very broad manner. He suggested the Council not take a "one size fits all" approach. He noted if there's a situation where there wouldn't be an apparent conflict, there should be a way the public official could go to the Ethics Commission and ask for an opinion as to whether or not making an appearance is a conflict of interest.

As no one else wished to speak, Chairman Kaupin closed the Public Hearing at 7:01 p.m.

**ENFIELD TOWN COUNCIL
MINUTES OF A REGULAR MEETING
MONDAY, DECEMBER 15, 2014**

The Regular Meeting of the Enfield Town Council was called to order by Chairman Kaupin in the Council Chambers of the Enfield Town Hall, 820 Enfield Street, Enfield, Connecticut on Monday, December 15, 2014. The meeting was called to order at 7:02 p.m.

PRAYER – The Prayer was given by Councilor Arnone.

PLEDGE OF ALLEGIANCE – The Pledge of Allegiance was recited.

ROLL-CALL – Present were Councilors Arnone, Bosco, Cekala, Deni, Edgar, Hall, Kaupin Lee, Mangini, Stokes and Szewczak. Also present were Town Manager, Matthew Coppler; Assistant Town Manager, Derrik Kennedy; Town Clerk, Suzanne Olechnicki; Town Attorney, Kevin Deneen; Director of Public Works, Jonathan Bilmes; Assistant Town Engineer, John Cabibbo; Roads Engineer, Donald Nunes; Assistant Director of Public Works, David Tuttle

FIRE EVACUATION ANNOUNCEMENT

Chairman Kaupin made the fire evacuation announcement.

MINUTES OF PRECEDING MEETINGS

MOTION #2960 by Councilor Mangini, seconded by Councilor Stokes to accept the minutes of the December 1, 2014 Regular Meeting.

Upon a **SHOW-OF-HANDS** vote being taken, the Chair declared **MOTION #2960** adopted 11-0-0.

SPECIAL GUESTS

Recycling Logo Award Recipient

David Tuttle presented Gail LaTorra with the Recycling Logo Award.

Thompsonville Fire Department, Smoke Detectors

Present for this meeting were Chief Frank Alaimo and Captain David Hayes from the Thompsonville Fire Department.

Chief Alaimo asked for a moment of silence to remember the victims of a recent house fire in Thompsonville.

Chief Alaimo and Captain David Hayes spoke about the availability of smoke detectors.

Chief Alaimo stated several years ago Deputy Chief Paul Januszewski was very successful in securing a federal grant, which paid for a lot of smoke detectors which are available to all residents throughout the whole town at all fire stations. He noted smoke detectors save lives, but sometimes people don't listen, and it takes a terrible tragedy to bring attention to this important matter. He stated through the grant process the fire departments have to actually go out and install the smoke detectors and record that installation.

Captain Hayes stated immediately following the recent house fire, the fire stations received many calls requesting the installation of smoke detectors and within two days after the fire, over 20 smoke detectors were installed by the Thompsonville Fire District alone. He stated the other districts probably saw an increase in these requests. He stated in his own personal experience, he saw homes where children lived, and there were no smoke detectors at all. He pointed out Enfield fire stations have smoke detectors available to every resident within this town for no charge, and local fire crews can install those smoke detectors at no charge. He emphasized there's no excuse not to have a working smoke detector in a home in the Town of Enfield. He pleaded with residents to contact any fire station for a smoke detector.

Chief Alaimo referred to Thompsonville Village and urged tenants have working smoke detectors in those dwellings. He invited people to call the fire department for a smoke detector. He stated there's no reason to be intimidated to ask for a smoke detector through their landlord or through the fire service. He pointed out Thompsonville has a unique characteristic of structures because there are many multi-story, multi-family structures, which allow for fire to travel quickly. He stated they're also dealing with narrow roadways which hamper firefighting efforts. He noted homes sit close together in the village as well. He pointed out all five fire districts work as one when there's a fire, and all the fire districts are aware of the unique situations in the Thompsonville area. He stated if they can save one life from tonight's presentation and awareness, they've accomplished something.

Councilor Arnone thanked all of Enfield's first responders for the wonderful job that they do.

Councilor Szewczak noted multi-family homes are a commercial property. She questioned whether there's any kind of schedule whereby these properties are inspected. Chief Alaimo stated there is a state statute that requires three units and over to be inspected. He noted it's a constant battle to do this because there are so many dwellings, and businesses are annual as well. He stated they have issues of trying to track down landlords at times. He noted a lot of buildings went into foreclosure, and it's difficult to make contact with people. He stated they've talked about coming up with some kind of system to tackle this jointly.

Chairman Kaupin questioned what's the recommended number of smoke detectors. Captain Hayes stated there should be a smoke detector in each common area of each floor and in each bedroom, including the basement.

Chief Alaimo stated the fire departments cannot provide carbon monoxide detectors, which are also very important. He suggested residents also have carbon monoxide detectors.

Chairman Kaupin suggested the Town could help the fire departments publicize the availability of smoke detectors.

PUBLIC COMMUNICATIONS & PETITIONS

Barbara Dodd, 11 Arthur Avenue

Stated she's present on behalf of the Enfield Together Coalition. She noted the Coalition is sponsoring three talks, which will take place at 6:00 p.m. in the Enfield Town Hall Council Chambers on the first Wednesday of January, February and March. She noted the first speaker is Susan Wolf of the Department of Mental Health and Addiction Services. She stated Ms. Wolf is a well-known subject matter expert on the topic of opiates and addiction, and she will talk about the dangers of prescription drugs and heroine. She noted she'll talk about some of the solutions in place and help and resources available to people, including NARCON. She stated Ms. Wolf will be available for questions and answers following the presentation.

Robert Tkacz, 5 Enfield Terrace

Stated CCM put out a report on distressed communities, and unfortunately Enfield is 22nd on that list. He noted CCM puts out this report every two years, and they started in 2004. He shared the following rankings for Enfield:

2012 – 19th
2010 – 25th
2008 – 25th
2006 – 23rd
2004 – 25th

He explained how the point system works. He cited an example of the highest crime rate getting 169 points, and the best gets one point. He stated Enfield received 1,180 points placing the town at 22nd on the list. He noted he did speak to CCM about this report, however, the State has an expanded version of other data not included in this report. He stated the biggest complaint has been the per capita income in Enfield because this town has 3,000 prisoners. He pointed out that's really not an issue because taking out that number moves the per capita income from 21st to 23rd within that category, which is very little. He stated he spoke to a retired prison guard who told him some of the highest income people are within the prison, i.e., professional ballplayers, people who have retirement money, etc. He noted a felon isn't eligible for social security, but other prisoners can collect social security.

Mr. Tkacz stated Enfield was ranked 22nd for unemployment, but the Hartford Business Journal states Enfield's unemployment rate is 8%, which would bring Enfield to 6th place. He noted the crime rate in Enfield places the town at 23rd for the highest crime rate in the State of Connecticut.

As concerns the number of residents that are in all the prisons in the State of Connecticut, that figure is only about 300 people, and seven-tenths of one percent are residents of Enfield, and Enfield is ranking 14th in this area.

He stated Enfield moves up on the list for educational data. He referred to a website called, "nerdwallet", which lists "the best school districts for your buck in Connecticut". He noted Enfield is 79th on that list out of 122 communities, which is not good. He stated East Granby is number one and Stafford is number three.

He referred to the inmates in Enfield and noted the Town should include those inmates because that provides the Town more state money.

Elizabeth Davis, 201 North Maple Street

Questioned the status of the solar traffic sign for the Nathan Hale School area. She noted this is a hazardous area. She referred to the parking lot across from Nathan Hale where parents park and noted this is also a hazard because of its condition.

Ms. Davis stated she has nothing personal against the armed guards, however, she is not in favor of armed guards because she feels it's a false sense of security. She noted even if Enfield didn't have money issues, she still wouldn't recommend armed guards in the schools.

Walter Kruzel, 21 Charnley Road

Referred to the intersection and four-way stop at Taylor and Shaker Roads. He noted if a vehicle is traveling up Shaker Road to the top of the hill, and if there's a vehicle in the right-hand lane, the left-hand lane doesn't know there's a stop there. He noted he witnessed three vehicles in the last six months drive right through that intersection. He suggested perhaps the State could install another stop sign on the other side.

Mr. Kruzel stated he's very happy with the paving done by the Town, and he likes the double yellow lines on Charnley Road. He suggested they re-paint the double line on Taylor Road because it's very faded.

COUNCILOR COMMUNICATIONS & PETITIONS

Councilor Deni congratulated everyone that was involved with Wreaths Across America, which was a very nice event. He commended the Enfield Police Department for the work they've been doing.

Councilor Mangini thanked the Enfield Police Department for keeping Enfield safe.

Councilor Mangini read a letter from Lori Gates and Kelly Davis from the Wreaths Across America Committee in which they thank everyone involved in making the recent Wreaths Across America a success.

Councilor Cekala commended Rachel's Challenge who put on a wonderful pancake breakfast on Saturday. She noted this was very well attended and they had many volunteers. She stated Wreaths Across America was a wonderful ceremony, and she thanked everyone involved in that event. She stated she received a couple complaints about a couple manholes on Brainard Road.

Councilor Bosco referred to the recent Route 91 closing and reopening and stated his belief the Everbridge notification system should only be used for utmost emergencies in the middle of the night.

MOTION #2961 by Councilor Lee, seconded by Councilor Mangini to suspend the rules to address under Miscellaneous Items 14 D, E, F, G, H and I.

Upon a **SHOW-OF-HANDS** vote being taken, the Chair declared **MOTION #2961** adopted 11-0-0.

Chairman Kaupin commended the Social Services Department on their 50th anniversary in Enfield.

He congratulated Fermi High School on their recent Safe Graduation event where they raised lots of funds.

He thanked everyone who participated in the recent Torchlight Parade. He noted the carol sing was cancelled due to the weather, however, they did have a tree lighting.

He stated last Monday, they held the quarterly Mayor's Advisory Council Meeting and he thanked Development Services for attending this meeting, and they had a good conversation.

He noted Rachel's Challenge had a very successful pancake breakfast at St. Patrick's Church this past Saturday.

He stated Wreaths Across America gets bigger and better every year.

He noted Toys for Joy "Stuff a Cruiser" is taking donations this coming Saturday near Target. He stated their monetary donations seem to be in line with previous years, but toy donations are down. He noted they could use more toys for the age ranges of 8 to 12 year olds.

As concerns the parking area used by parents across from the Nathan Hale School, Chairman Kaupin questioned why the school system makes parents use a town parking lot across the street to drop off students. He noted the Town is looking into this.

Chairman Kaupin read a letter from Vinnie and Debbie Spanilo from 32 Deepwood Road addressed to Chief Charles Macsata at the Shaker Pines Fire Department. This was a letter of appreciation for the fire department providing certified and highly trained professional car seat installers. They recognized Fireman "Joe" for insuring their car seat was installed properly.

TOWN MANAGER REPORT & COMMUNICATIONS

Roads 2015 Update

Assistant Town Engineer John Cabibbo spoke about the local streets plan. He noted this amounts to \$10 million dollars a year worth of work in each year. He stated all these roads are full-depth reconstruction. He noted since the referendum was passed, they met with all the utility companies to discuss the roads plan, so that the Town and utilities can plan road work together so new streets are not being disturbed.

He explained they tried to equalize the miles in each section, and they're trying to first do those roads that have been on the plan the longest. He noted they also try to do the work geographically so contractors don't have to travel from one side of town to the other to do their work.

Mr. Cabibbo stated in the first year they will work on the Crescent Lake area and the east and west side of Raffia Road, and these constitute most of the streets that have been on the list the longest. He noted in 2016, they move over to some longer streets, some of which are located in the Green Manor area as well as in the Town Farm, Fletcher, Abbe, and Grant Road areas.

He noted in 2017, they will move into another fairly large area, which involves Mullen Road, Bridge Lane, Parsons Road, Campania, Manning and Lancer Roads.

He stated in 2018, they will be working in another area in the Green Manor area, as well other streets they haven't worked on as yet in Thompsonville. He noted they'll also address the Montano Road area and roads off of Elm Street.

He noted in 2019, the last year, they will be working in the Till Street area, as well as Ganny Terrace, Carmella Terrace and North and South River Streets. He went on to note that North and South River Streets were pushed towards the end of the program. He explained they want to see what will happen with the transit center on North River Street. He stated they're also trying to get the Freshwater Brook bridge replaced on South River Street.

Mr. Cabibbo stated the map only shows the roads for the 2015 program. He pointed out other work will be happening in the Buckhorn area and that work will be happening next year and is currently under design. He explained Buckhorn doesn't show up on the map because it's not part of the sequence for the current referendum. He noted some other

streets they'll be finishing up are located off of Route 5, i.e., New King Street and Gorman Avenue.

Mr. Bilmes referred to the utility coordination and noted Green Manor Streets are shown in 2018 because the water company has plans in that area, and this is part of the coordination with the utility company. He went on to note Yankee Gas will follow the Town's plan, and Yankee Gas will target the neighborhoods that the Town is working in and finding out whether any residents wish to upgrade to gas.

As concerns arterials and collectors, Mr. Cabibbo noted most of the streets are pavement preservation, which means milling, paving or crack sealing or preventive maintenance. He noted there are a few streets that are full-depth reconstruction. He stated this program was recommended by the consultant, however, staff did a little shifting of a few areas so they will be working on the roads in two-year increments. He noted a lot of the work is in the first year and most of the work is pavement preservation as opposed to full-depth reconstruction.

Mr. Bilmes stated in order to execute this program, they believe it's necessary to hire an additional full-time roads engineer. He noted in addition to the Roads 2015 that was exhibited on the plans, they have a significant amount of other work.

Councilor Hall questioned whether the road information will be posted on the Town's website, and Mr. Coppler responded yes, if the Council is satisfied with what has been presented.

Councilor Hall stated her belief it makes sense that additional staff would be needed to accomplish this work. She questioned whether the cost for the additional person is coming from the referendum, and Mr. Coppler responded yes.

Councilor Arnone requested staff to double check St. James Street because this is a heavily traveled road, and it's falling apart.

Mr. Nunes pointed out the Connecticut Water Company will be doing work on St. James Street in 2018.

Councilor Arnone stated in the meantime, there's one part of St. James Street that is literally falling apart. He noted people have to constantly drive over the center line due to road deterioration. He suggested getting a traffic study done for St. James Street. He pointed out this is a major cut through for vehicles.

Councilor Arnone stated he supports the additional engineer.

Councilor Szewczak suggested this roads plan be shared with the Board of Education so that there can be a coordination with bus schedules. Mr. Cabibbo stated they always communicate with Smyth Bus Company to notify them of road work.

Councilor Deni thanked Public Works for addressing a problem on Field Road.

There was a consensus of the Council to move forward.

Mr. Coppler stated staff will look into the Nathan Hale parking issue. He noted he did receive today a communication from the Board of Education concerning this matter.

Mr. Kennedy stated Public Works received three quotes on the solar street sign for the Nathan Hale area. He noted they allocated the money, and they're in the process of purchasing this sign, and as soon as they do purchase the sign, it will be installed.

Councilor Deni stated the practice of The Reminder newspaper being thrown onto peoples' properties causes problems such as what happened with a Marble Street resident whose snow blower was damaged by this publication.

TOWN ATTORNEY REPORT & COMMUNICATIONS

Attorney Deneen spoke about the snow removal and liability issue and explained CCM is working to put together a listing as to how many towns have shifted this responsibility. He noted his office and the Town's insurance company have not been able to find any cases brought against the town concerning this issue. He stated they did ask the Town's insurance consultant about whether there's a way of tracking that figure back to what it does to the Town's policy, and the response was that it's just a general liability and not tied to a specific activity. He noted the question was also raised as to whether shifting this would cause a change in the homeowner's insurance, and the consultant didn't believe so.

As concerns The Reminder publication being thrown onto peoples' property, Attorney Deneen stated the Town can't ban this practice. He noted the individual homeowner can call the publication and be placed on the "not distributed" list.

Attorney Deneen referred to comments raised by Mr. Brislin and noted in looking at how the Ethic Commission is recommending describing a personal interest, it deals specifically with relationships.

REPORT OF SPECIAL COMMITTEES OF THE COUNCIL

Enfield High School Renovation Building Committee

Councilor Cekala stated there will be some cafeteria work during Christmas break.

OLD BUSINESS

APPOINTMENTS (TOWN COUNCIL)

MOTION #2962 by Councilor Deni, seconded by Councilor Mangini to remove Item #12 from the table.

Upon a **SHOW-OF-HANDS** vote being taken, the Chair declared **MOTION #2962** adopted 11-0-0.

NOMINATION #2963 by Councilor Hall to appoint Timothy Slade (R) to the Commission on Aging for a term which expires 12/31/2016.

MOTION #2964 by Councilor Lee, seconded by Councilor Stokes to close nominations.

Upon a **SHOW-OF-HANDS** vote being taken, the Chair declared **MOTION #2964** adopted 11-0-0.

Upon a **ROLL-CALL** vote being taken, the Chair declared Timothy Slade appointed to the Commission on Aging by an 11-0-0 vote.

All other Old Business items remained tabled.

NEW BUSINESS

APPOINTMENTS (TOWN COUNCIL)

NOMINATION #2965 by Councilor Arnone to appoint Stephen Opalick (D) to the Cultural Arts Commission for a term which expires 5/31/2016.

MOTION #2966 by Councilor Lee, seconded by Councilor Szewczak to close nominations.

Upon a **SHOW-OF-HANDS** vote being taken, the Chair declared **MOTION #2966** adopted 11-0-0.

Upon a **ROLL-CALL** vote being taken, the Chair declared Stephen Opalick appointed to the Cultural Arts Commission by an 11-0-0 vote.

NOMINATION #2967 by Councilor Hall to reappoint Thomas Tyler (D) to the Board of Assessment Appeals for a term which expires 12/31/2017.

MOTION #2968 by Councilor Lee, seconded by Councilor Stokes to close nominations.

Upon a **SHOW-OF-HANDS** vote being taken, the Chair declared **MOTION #2968** adopted 11-0-0.

Upon a **ROLL-CALL** vote being taken, the Chair declared Thomas Tyler reappointed to the Board of Assessment Appeals by an 11-0-0 vote.

NOMINATION #2969 by Councilor Arnone to reappoint Anthony Messina (D) to the Commission on Aging for a term which expires 12/31/2017.

MOTION #2970 by Councilor Lee, seconded by Councilor Hall to close nominations.

Upon a **SHOW-OF-HANDS** vote being taken, the Chair declared **MOTION #2970** adopted 11-0-0.

Councilor Mangini commended Mr. Messina, who is one of founding members of the successful senior repair program. She noted people are very pleased with this program.

Upon a **ROLL-CALL** vote being taken, the Chair declared Anthony Messina reappointed to the Commission on Aging by an 11-0-0 vote.

RESOLUTION #2971 by Councilor Mangini, seconded by Councilor Arnone.

WHEREAS, the Town Code of Enfield, Appendix A, Article 1, Section 2-49 addresses the appointment and removal of members of the Inland Wetlands and Watercourses Agency (IWWA); and

WHEREAS, the Town Council wishes to amend the ordinance to redefine the Commission's composition and would provide for the appointment and removal of IWWA members by the Town Council; and

WHEREAS, a Public Hearing has been held in accordance with Charter requirements on December 1, 2014; and

WHEREAS, it has been determined this is in the best interest of the Town of Enfield to make changes to Article 1, Section 2-49.

NOW, THEREFORE, BE IT RESOLVED, that the Enfield Town Council does hereby adopt the amended and revised Inland Wetland Watercourses Agency ordinance heretofore attached as "Attachment A".

Upon a **ROLL-CALL** vote being taken, the Chair declared **RESOLUTION #2971** adopted 11-0-0.

ITEMS FOR DISCUSSION

Item J. will remain on the agenda.

All other items have been moved to Miscellaneous.

MISCELLANEOUS

RESOLUTION #2972 by Councilor Mangini, seconded by Councilor Arnone.

RESOLVED, that in accordance with Chapter VI, Section 8(f) of the Town Charter, the following transfer is hereby made:

TO:	Youth Services		
	Travel	22040450-558000	\$3,000

FROM:	Youth Services		
	Substitutes	22040450-513200	\$3,000

CERTIFICATION: I hereby certify that the above-stated funds are available as of December 8, 2014.

/s/ A. Lynn Nenni, Director of Finance

Upon a **ROLL-CALL** vote being taken, the Chair declared **RESOLUTION #2972** adopted 11-0-0.

RESOLUTION #2973 by Councilor Mangini, seconded by Councilor Deni.

RESOLVED, that in accordance with Chapter VI, Section 8(f) of the Town Charter, the following transfer is hereby made:

TO:	Unallocated Charges	FROM:	Police Services
	Transfer Out		Overtime
	10800092-593014 \$40,675.00		10200500-514000 \$40,675.00
TO:	DUI Enforcement Program	FROM:	DUI Enforcement Program
	Overtime		DUI Enforcement
	25006049-514000 \$152,971.66		25040000-460490 \$122,025.00
	Medicare		General Fund Transfer In
	25006049-522100 \$2,217.94		25040000-48001 \$ 40,675.00
	Workers Comp		
	25006049-526000 \$7,372.73		
	Unemployment		
	25006049-525000 \$137.67		

CERTIFICATION: I hereby certify that the above-stated funds are available as of December 6, 2014.

/s/ A. Lynn Nenni, Director of Finance

Upon a **ROLL-CALL** vote being taken, the Chair declared **RESOLUTION #2973** adopted 11-0-0.

RESOLUTION #2974 by Councilor Hall, seconded by Councilor Arnone.

RESOLVED, that in accordance with Chapter VI, Section 8(f) of the Town Charter, the following transfer is hereby made:

TO:	Building Inspection		
	Technology Services	10606800-533400	\$43,000
FROM:	Revenue		
	Building & Mechanical	10040000-412010	\$43,000

CERTIFICATION: I hereby certify that the above-stated funds are available as of December 5, 2014.

/s/ A. Lynn Nenni, Director of Finance

Councilor Lee questioned whether the next step will be to procure this software, and Mr. Coppler responded yes, with implementation in the spring of 2015.

Upon a **ROLL-CALL** vote being taken, the Chair declared **RESOLUTION #2974** adopted 11-0-0.

RESOLUTION #2975 by Councilor Mangini, seconded by Councilor Hall.

WHEREAS, the Town of Enfield Ethics Commission has made recommendation to the Enfield Town Council for amendments and revisions to Chapter 2, Article III. Boards and Commission, Division 4, Ethics Commission; Code of Ethics of the Town Code; and

WHEREAS, on December 15, 2014 a Public Hearing was held in accordance with Charter requirements; and

WHEREAS, it has been determined that it is in the best interest of the Town of Enfield to amend and revise Article III, Boards and Commission, Division 4, Ethics Commission; Code of Ethics of the Town Code.

NOW, THEREFORE, BE IT RESOLVED, that the Enfield Town Council does hereby adopt the amended and revised Ethics Commission; Code of Ethics ordinance heretofore attached as "Attachment A."

Councilor Lee questioned whether Attorney Deneen could paraphrase what Mr. Brislin was trying to convey this evening. Attorney Deneen stated the first item had to deal with non-family relationships. He stated his belief that was addressed in the attempt to define those personal relationships. He noted he also talked about trying to differentiate between the roles of larger or smaller commissions so as not to close out a person's

opportunity to serve in the Town. Attorney Deneen stated the Ethics Commission looked at this and decided it was more appropriate to have a single ethics policy that if it's bad for one group, it should be bad for everybody.

Councilor Lee stated Mr. Brislin posed an example where a participant on a commission would have to step down in order to fulfill the duties of their profession. Attorney Deneen stated there may be individual professional rules of conduct that come into play. He noted anyone, whether they're an engineer, an attorney or anything else, if they're serving on a land use commission, they will not be appearing before such a commission on behalf of someone else.

Councilor Lee stated his understanding that at any time a member of a board or commission can approach the Ethics Commission and seek an opinion on any matter, and Attorney Deneen stated that's correct.

Chairman Kaupin stated he received a call recently from Mr. Brislin who told him he was resigning from the Zoning Board of Appeals because he recently passed the Bar in Massachusetts. He noted Mr. Brislin's friend has an issue with either Fair Rent or Loan Review, and Mr. Brislin will represent his friend in front of that board, therefore, he thought it was his responsibility to resign from ZBA because he's a public official that is banned from an appearance within the ethics code. He noted according to Attorney Deneen, Mr. Brislin could have gone to the Ethics Commission first to see if there was an issue.

Councilor Szewczak stated her belief Mr. Brislin is alluding to members no longer having any rights because they sit on land use boards. Attorney Deneen quoted from the ethics ordinance, "a public official or municipal employee who has an interest which is in substantial conflict with the proper discharge of his duties or his employment..." He cited an example that if the discharge of a member's duties involves sitting as a member of the Conservation Commission or Cultural Arts Commission and that member is doing something totally unrelated to that, it's not in conflict with the discharge of that member's duties.

Upon a **ROLL-CALL** vote being taken, the Chair declared **RESOLUTION #2975** adopted 11-0-0.

It was agreed to leave Item H. on the agenda.

RESOLUTION #2976 by Councilor Cekala, seconded by Councilor Edgar.

WHEREAS, the Town Council of the Town of Enfield recognizes the Guard and Reserve as essential to the strength of our nation and the well-being of our communities; and

WHEREAS, in the highest of American traditions, the patriotic men and women of the Guard and Reserve serve voluntarily in an honorable and vital profession; and

WHEREAS, if these volunteer forces are to continue to serve our nation, increased public understanding is required of the essential role of the Guard and Reserve in preserving our national security.

NOW, THEREFORE, BE IT RESOLVED, the Town Council and the Town of Enfield will join other employers in pledging that:

- We fully recognize, honor and enforce the Uniformed Services Employment and Reemployment Rights Act (USERRA).
- We will provide our managers and supervisors with the tools they need to effectively manage those employees who serve in the Guard and Reserve.
- We appreciate the values, leadership and unique skills service members bring to the workforce and will encourage opportunities to employ Guardsmen, Reservists, and Veterans.
- We will continually recognize and support our country's Service members and their families in peace, in crisis, and in war.

Chairman Kaupin stated he received a letter from Ted Graziani from Connecticut Employer Support of the Guard and Reserve asking him to sign the letter. He stated he did not feel it was his right as the Mayor to do so, but rather it's the responsibility of the Town Council to endorse, and for that reason he requested the Town Manager to include this on the agenda.

Councilor Hall expressed her appreciation for this because her son is one of the many men and women who serve in these wonderful military positions.

Councilor Deni stated as a former member and retiree of the National Guard, he fully supports this.

Councilor Cekala thanked all those who serve, and she's pleased they're doing this.

Upon a **ROLL-CALL** vote being taken, the Chair declared **RESOLUTION #2976** adopted 11-0-0.

PUBLIC COMMUNICATIONS

Elizabeth Davis, 201 North Maple Street

Referring to parents having to park across the street from the Nathan Hale School, Ms. Davis noted the front parking lot of the school is too crowded with school buses. She noted the parking lot in front of the school is very small.

Mary Scutt, 64 Yale Drive

Stated the parking area across from Nathan Hale has always been used because the lot in front of the building is too small, and this is the only area for the teachers to park.

Robert Tkacz, 5 Enfield Terrace

Questioned whether there's an ordinance concerning parking on tree belts because if there is such an ordinance, it's not being enforced.

As concerns school guards, Mr. Tkacz stated someone should do a threat assessment and an analysis as to what's going on in the schools as well as a timeline as to the things that have happened over the past two or three years. He noted this will provide the public with an educated decision as to what should be done.

COUNCILOR COMMUNICATIONS

Addressing the concerns of Ms. Davis and Ms. Scutt, Chairman Kaupin suggested perhaps the teachers should park across from Nathan Hale, and perhaps they should re-organize the front parking lot to make it safe for the students.

Councilor Hall questioned whether this issue was passed onto the Police Department traffic division, and Chairman Kaupin stated it was passed onto the Town Manager and Assistant Town Manager, and they are handling it. Mr. Kennedy stated he will make sure the traffic division of the Police Department is looking at Nathan Hale if they aren't doing so already.

ADJOURNMENT

MOTION #2977 by Councilor Stokes, seconded by Councilor Szewczak to adjourn.

Upon a **SHOW-OF-HANDS** vote being taken, the Chair declared **MOTION #2977** adopted 11-0-0, and the meeting stood adjourned at 8:55 p.m.

Appended to minutes
of December 15, 2014
Regular Town Council Meeting

Sec 2-49. Composition: officers; compensation.

The agency shall consist of seven members and three alternate members to be appointed by the town council. The initial appointments shall be three members for a term of two years; two members for a term of three years; and two members for a term of four years; one alternate member for a term of two years and two alternate members for a term of four years. The initial appointments made pursuant to this ordinance shall continue until the expiration of their term. Thereafter, any reappointment or new appointment shall be for a term of four years. The town council may remove any member or alternate member for cause and fill any vacancy for the unexpired portion of the term. All members shall be appointed in accordance with the requirements of G. S. §9-167a, as revised. All members shall serve without compensation

Appended to minutes
of December 15, 2014
Regular Town Council Meeting

Sec. 2-121. – Definitions

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Close Relative means the parents, grandparents, brother, sister, (including in-laws), spouse, child, grandchild, step-child, son-in-law, daughter-in-law, and also any person who is domiciled in the individual's household.

Gift means a payment, subscription, advance, forbearance, rendering of service, deposit of money, or anything of value unless consideration of equal or greater value is transferred in its place. The term "gift" shall not include a political contribution otherwise reported as required by law; services provided to support a political candidate or political party without compensation by persons volunteering their time; a commercially reasonable loan made on terms not more favorable than loans made in the ordinary course of business; anything of value received because of a family or other close personal relationship with the donor; food or beverage or both, consumed on a single occasion, the cost of which is less than \$50.00 per person per calendar year; an occasional non-pecuniary gift, insignificant in value; an award publicly presented in recognition of public service or any gift which would have been offered or given to him if he were not a public official or municipal employee.

Personal Interest means an interest in either the subject matter or a relationship with the parties involved in a matter before the commission, board of department which may impair the impartiality expected of any such employee or official.

Sec. 2-125. Procedure for receiving and hearing complaints.

(a) *Generally.* The commission shall receive complaints from any person of any alleged violation of the code of ethics. Any complaint received by the commission must be in writing on a form prescribed by the commission and signed under oath by the individual making said complaint before:

- (1) A judge of a court of record or a family support magistrate;
- (2) A clerk or deputy clerk of a court having a seal;
- (3) A commissioner of deeds or town clerk;
- (4) A notary public;
- (5) A justice of the peace; or
- (6) An attorney admitted to the bar of this state

If the person intentionally makes a false written statement under oath or pursuant to a form bearing notice, authorized by law, to the effect that false statements made therein are punishable, which he does not believe to be true and which statement is intended to mislead a public servant in the performance of his official function, he shall be in violation of this section.

(b) *Notices and investigations.* Upon receiving a complaint of an alleged violation of the code of ethics, the commission shall, within ten business days (excluding weekends and holidays), notify in writing the person about whom said complaint has been filed, advising the concerned person of the specific nature of the complaint made and being investigated by the commission, and enclosing therewith a copy of the complaint. The commission shall make a probable cause investigation of the validity of the complaint including interviews or discussions with the complainant, town personnel or members of other public or private agencies. This probable cause investigation shall be held in compliance with G.S. § 7-148h. and § 1-82a. Not later than three business days after termination of the investigation, the commission shall inform the complainant and the respondent of its finding and provide them a summary of its reasons for making the finding. At any time after the receipt of a complaint, the commission may dismiss the complaint after finding there is no justification for such complaint; such notice of dismissal outlining its finding and summary of its reasons for making that finding, shall be given, in writing, to the complainant and the respondent. If the investigation finds that there is probable cause to believe that a provision of this Article has been violated, the commission by an affirmative vote of at least four members shall set a date for a hearing held in accordance with Rules of Procedure adopted by the commission.

Sec. 2-127. Notice.

(a) All notices required under this division shall be sent by registered or certified mail, return receipt requested.

(b) The mailing address of the ethics commission shall be c/o Town Manager 820 Enfield Street, Enfield, CT 06082 and forwarded unopened to the Chair of the Ethics Commission. Correspondence may be opened only by the commission chair or his designee.

Sec. 2-129. Code of ethics.

(j) *Later case interest.* No public official or municipal employee shall, for a period of one year, after the termination of service or employment with the town, appear before any board, commission, committee or agency of the town in relation to any case, proceeding or application in which he personally participated during the period of his service or employment, or which was under his active consideration.

(k) *Disclosure of interest in legislative action.* Any member of the town council or other town board or commission who has a financial interest or personal interest in any proposal before the council or a town board or commission shall disclose on the record of the council, board or commission existence of such an interest. Any other public official or municipal employee who has a financial or personal interest in any proposed legislative action of the council or the commission and who participates in discussion with or gives an official opinion or recommendation to the council or the commission, shall disclose on the record of the council or the commission the nature and extent of such interest.